Tab 8

Fran M. Morrison, R.N. HIGHLY CONFIDENTIAL July 27, 2005 New York, NY

IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF MASSACHUSETTS

In Re: PHARMACEUTICAL INDUSTRY MDL DOCKET NO.

AVERAGE WHOLESALE PRICE CIVIL ACTION

LITIGATION

01CV12257-PBS

ALL ACTIONS

Wednesday, July 27, 2005

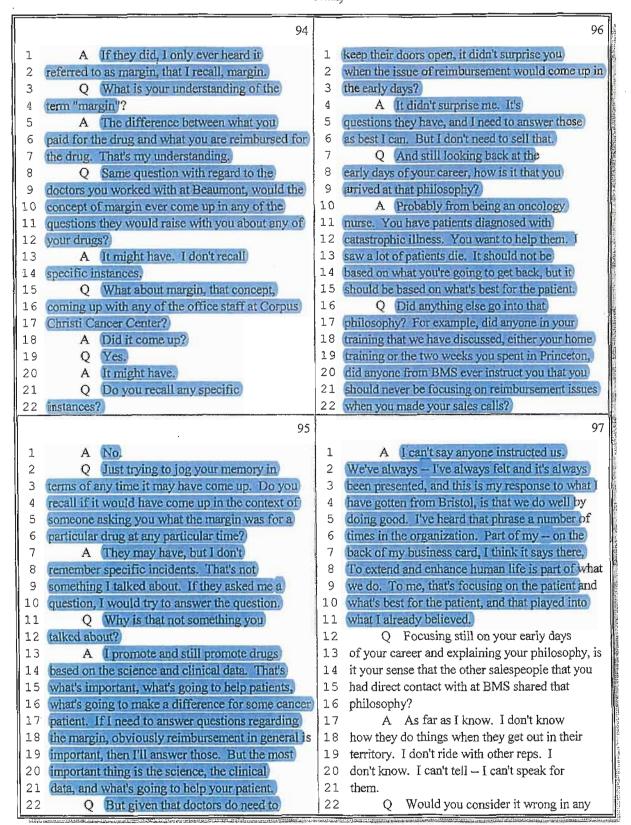
8:00 a.m.

HIGHLY CONFIDENTIAL DEPOSITION of FRAN M. MORRISON, R.N., held at the offices of 875 Third Avenue, New York, New York, a Certified Shorthand (Stenotype) Reporter and Notary Public within and for the State of New York.

> Henderson Legal Services (202) 220-4158

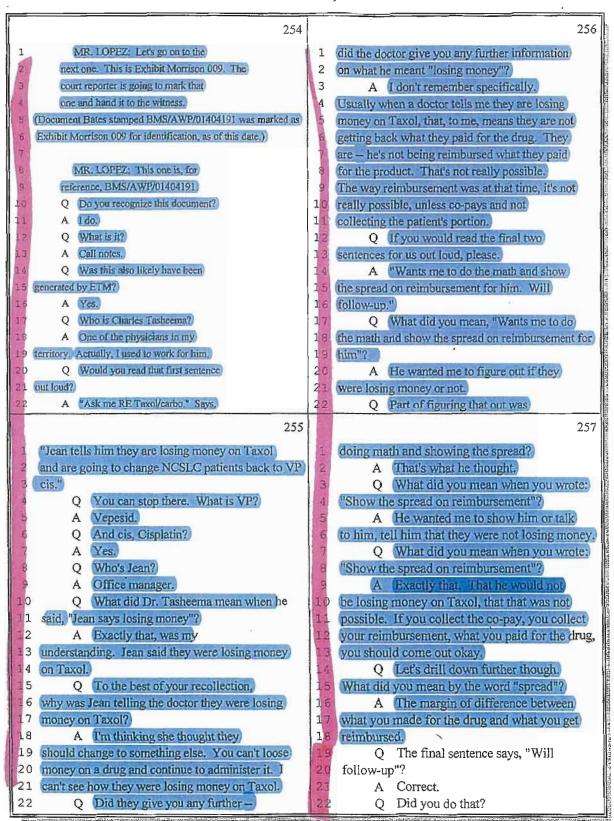
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Ba	A I'm sure I followed-up with him.	1	work in this office. I had a different practice.
	I didn't write anything down.	2	They felt a lot freer to ask me a lot of
3	Q You specifically recollect not	3	questions than another. I knew the workings. I
4	writing anything down?	4	knew how the practice worked. I knew the office
5	A I don't write numbers down. I	5	manager. My knowledge of what happened in this
6	don't remember writing any down. I don't have	6	office was better than - I worked in that office
7	any.	7	for eight years.
8	Q How did you follow-up with him?	8	MR. LOPEZ: Okay, Let's move on
9	A I talked to him.	9	to Exhibit Morrison 010. The reporter is
10	Q Did you talk to him about the	10	marking that and will hand it to the
11	spread in the way he wanted you to talk about?	11	witness. For identification purposes,
12	A I answered the question, and we	12	this one is BMS/AWP/01404200.
13	discussed it's really hard to lose money on any	13	(Document Bates stamped BMS/AWP/01404200, was marked as)
14	chemotherapy drug if you are billing correctly	14	Exhibit Morrison 010 for identification, as of this date.)
15	and collecting the co-pay.	15	
16	Q Do you recall if answering the	16	Q Do you recognize this document?
17	question you discussed specifically the numbers	17	A (do.)
18	that at that time would fit into the slots or	18	Q What is it?)
19	acquisition price for the drug versus	19	A Call note,
20	reimbursement level for the drug?	20	Q Likely generated with which
21	A I would have to know the	21	program?)
22	acquisition price. I don't know I would have	22	A Most likely ETM.
	259		261
1	discussed specific numbers. I would have	1	Q Who is Maria Scorez?
2	explained to him whatever your acquisition price,	2	A The doctor I used to work for.
3	if you collect your reimbursement and you collect	3	Q Was Maria Scorez affiliated in any
4	the patient's part, you should be okay.	4	way with Dr. Tasheema?)
. 5	Q During the course of that specific	5	A Yes. And she's actually the one
6	discussion with him, do you recall then if AWP	6	who started the practice. It was her practice,
7	was part of that discussion?	7	and he moved in, associated with her. She had
8	A I don't remember because I	8	more decision-making power.
9	wouldn't have needed real numbers to explain it.	9	
10	You don't need real numbers to explain that you	10	Control of the Contro
11	pay this much for a drug, you get paid this much	11	
12	for a drug sometimes it's really close	12	
13	collect the patient's 20 percent, and whatever	13	Total Control of the
14	your co-pay is, you're fine.	14	
15	Q In the course of discussing that,	15	
16	the top number, the reimbursement number there,	16	
17	do you recall if you discussed AWP at all,	1	
18	whether in terms of an actual number or the	18	
19	concept itself?	19	
20		20	
21	but I don't recall exactly. Can I interject? I	2	3
22	would like to explain. This office - I used to	22	ckay to give Taxol/carbo. You could give VP/cis.